## Statement from Eric Nickerson regarding patent lapses

I have been a major investor in LGA for approximately a decade. In November 2006, I came to work at LGA as the Controller, with primary responsibility for financial matters at the company. On several occasions since coming to work here, I asked Marty about the status of our patents. On those occasions, Marty passed along to me the information he had from Glenn Webb, our patent attorney, which was that all of our patents and applications were in good standing. Because intellectual property management is not my area here at the company, I inquired no further about it. I do know that Marty and LGA relied entirely and completely upon Mr. Webb for patent matters and that none of intellectual property work was done in-house.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of the Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Sincerely,

Evid Durkerson

Dated: 28 June 2010